

United States District Court

FOR THE
NORTHERN DISTRICT OF CALIFORNIA

VENUE: SAN FRANCISCO

FILED
JUN 19 PM 1:24
CLERK OF DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA,

V.

CR 08

0406

MMC

E-Filed

OLIVER IVAN MAROTA,
a/k/a "Ivan Morota-Soto,"
a/k/a "Ivan Ruiz,"
a/k/a "Kid Frost,"

DEFENDANT(S).

INDICTMENT

8 U.S.C. §1326(a) and (b)(2) -- Illegal Re-Entry Following
Deportation After Conviction For Aggravated Felony

A true bill.

Indict
Mr. [Signature]

Foreman

Filed in open court this 17 day of JUNE 2008

Simone Velt

Clerk

No process

Bail, \$

[Signature]

CR-0406 MMC

AO 257 (Rev. 6/78)

DEFENDANT INFORMATION RELATIVE TO A CRIMINAL ACTION - IN U.S. DISTRICT COURTBY: ☐ COMPLAINT ☐ INFORMATION ☒ INDICTMENT
☐ SUPERSEDING**OFFENSE CHARGED**Title 8 U.S.C., Section 1326 - Illegal Re-Entry
by an Alien After Deportation Following
Conviction for Aggravated Felony (Class C
Felony)☐ Petty
☐ Minor
☐ Misdemeanor
☒ Felony**PENALTY:**Maximum Prison Term of 20 Years;
Maximum Fine \$250,000;
Maximum Term of Supervised Release of 3 Years;
Mandatory Special Assessment of \$100.**PROCEEDING**Name of Complainant Agency, or Person (& Title, if any)
Special Agent John Moore

Department of Homeland Security/Immigration and Customs Enforcement

☐ person is awaiting trial in another Federal or State
Court, give name of court☐ this person/proceeding is transferred from another
district per (circle one) FRCrP 20, 21 or 40. Show
District☐ this is a re prosecution of
charges previously dismissed
which were dismissed on
motion of:☐ U.S. Att'y ☐ Defense☐ this prosecution relates to a
pending case involving this same
defendant☒ prior proceedings or appearance(s)
before U.S. Magistrate regarding
this defendant were recorded underSHOW
DOCKET NO.MAGISTRATE
CASE NO.

08-70359

Name and Office of Person
Furnishing Information on
THIS FORM

JOSEPH P. RUSSONIELLO

☒ U.S. Att'y ☐ Other U.S. AgencyName of Asst. U.S. Att'y
(if assigned)

W.S. Wilson Leung

Name of District Court, and/or Judge/Magistrate Location
NORTHERN DISTRICT OF CALIFORNIA

DEFENDANT - U.S.

OLIVER IVAN MAROTA

DISTRICT COURT NUMBER

CR 08

0406

DEFENDANT

MMC

IS NOT IN CUSTODY

- 1) ☐ Has not been arrested, pending outcome this proceeding.
If not detained give date any prior summons
was served on above charges
- 2) ☐ Is a Fugitive
- 3) ☐ Is on Bail or Release from (show District)

IS IN CUSTODY

- 4) ☒ On this charge
- 5) ☐ On another conviction
- 6) ☐ Awaiting trial on other charges } ☐ Fed'l ☐ State

If answer to (6) is "Yes", show name of institution

Has detainer
been filed?☐ Yes
☐ NoIf "Yes"
give date
filedDATE OF
ARRESTMonth/Day/Year
6/13/2008

Or... if Arresting Agency & Warrant were not

DATE TRANSFERRED
TO U.S. CUSTODY

Month/Day/Year

☐ This report amends AO 257 previously submitted**ADDITIONAL INFORMATION OR COMMENTS****PROCESS:**☐ SUMMONS ☐ NO PROCESS*☐ WARRANT Bail Amount: _____

If Summons, complete following:

☐ Arraignment ☐ Initial Appearance

Defendant Address: _____

*Where defendant previously apprehended on complaint, no new summons
or warrant needed, since Magistrate has scheduled arraignment

Date/Time: _____

Before Judge: _____

Comments: _____

JOSEPH P. RUSSONIELLO (CABN 44332)
United States Attorney

FILED
08 JUN 19 PM 1:25
JUDGE CHARLES W. BELL
U.S. DISTRICT COURT
SAN FRANCISCO, CA

E-filing

E-filing

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

MMC

UNITED STATES OF AMERICA,

Criminal No.:

v.

CR 08

0406

VIOLATION: 8 U.S.C. § 1326(a) and (b)(2) --
Illegal Re-Entry Following Deportation After
Conviction For Aggravated Felony

OLIVER IVAN MAROTA,
a/k/a "Ivan Morota-Soto,"
a/k/a "Ivan Ruiz,"
a/k/a "Kid Frost,"

SAN FRANCISCO VENUE

Defendant.

INDICTMENT

The Grand Jury charges:

On or about June 13, 2008, the defendant,

OLIVER IVAN MAROTA,

a/k/a "Ivan Morota-Soto,"

a/k/a "Ivan Ruiz,"

a/k/a "Kid Frost,"

an alien, having been previously excluded, deported and removed from the United States on or about June 24, 2006, June 26, 2006, and July 1, 2006, was found in the Northern District of California, the Attorney General of the United States or the Secretary for the Department of

INDICTMENT

1 Homeland Security not having expressly consented to a re-application by the defendant for
2 admission into the United States.

3 All in violation of Title 8, United States Code, Section 1326(a) and (b)(2).
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5

6 DATED:

6--19-08

A TRUE BILL.

7
8 
9 FOREPERSON

10 JOSEPH P. RUSSONIELLO
11 United States Attorney
12

13 
14 JAMES CHOU
15 Chief, Organized Crime Strike Force

16
17 (Approved as to form: )
18 AUSA W.S. Wilson Leung
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